

UNITED STATES DISTRICT COURT

District of

Delaware

BAVARIAN NORDIC A/S

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: 05 - 614

ACAMBIS INC., and ACAMBIS, PLC

TO: (Name and address of Defendant)

ACAMBIS INC.
c/o Corporation Trust Company
Corporation Trust Center
1209 Orange Street
Wilmington, DE 19801

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

John W. Shaw, Esquire (#3362)
D. Fon Muttamara-Walker (#4646)
YOUNG CONAWAY
STARGATT & TAYLOR, LLP
The Brandywine Building
1000 West Street, 17th Floor
P. O. Box 391
Wilmington, Delaware 19899-0391

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

DATE

8-19-05

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>8/19/05</u>
NAME OF SERVER (PRINT) <u>FRANK JOYCE</u>	TITLE <u>PROCESS SERVER</u>

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served: _____

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____

☒ Other (specify): PERSONALLY SERVED ACAMBIS, INC by serving its REGISTERED AGENT, THE CORPORATION TRUST CO, AT 1209 ORANGE ST WILM, DE 19801 AT 4:00 PM PERSON ACCEPTING SERVICE: BRIAN PENLID

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 8/19/05
Date

[Signature]
Signature of Server

PARCERS LLC
230 N MARKET ST
WILM DE 19801
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.